

**IN THE UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

JESSIE B. TUCKER,

Plaintiff,

OFFICER JEAN McCORMACK and
OFFICER YANNICK DESLAURIES,

Defendants.

NO. 3:08-0522
JUDGE HAYNES

ORDER


Before the Court is the Magistrate Judge's Report and Recommendation (Docket Entry No. 94) to which Plaintiff has not filed a response/objection, but did file a Certificate of Appealability (Docket Entry No. 97).

After de novo review of the Magistrate Judge's Report and Recommendation and the Plaintiff's objections, the Court **ADOPTS** the Report and Recommendation. Accordingly, the Defendants' motion for judgment of the pleadings (Docket Entry No. 72) are **GRANTED**; Plaintiff's motion for summary judgment (Docket Entry No. 65) is **DENIED**; and Plaintiff's motion to stay (Docket Entry No. 92) is **DENIED as moot**.

The Plaintiff's Certificate of Appealability (Docket Entry No. 97) is **DENIED**.

It is so **ORDERED**.

ENTERED this the 8th day of September, 2010.


WILLIAM J. HAYNES, JR.
United States District Judge